

REMARKS

As explained below, Applicants believe that they have fully complied with the duty of candor and good faith required under 37 C.F.R. § 1.56 of each individual associated with the filing or prosecution of this patent application. If the Examiner has any further questions regarding information he feels is relevant to this Application, Applicants are available to discuss such questions with the Examiner. If convenient, the Examiner is invited to contact the Applicants' attorney, Matthew M. Jakubowski, at the Examiner's convenience at (248) 358-4400.

Examiner's Request for Information

In paragraph 1 of the request, the Examiner states that the Applicants are required to provide any PowerFLOW information such as manuals, which are dated prior to Applicants' filing date of December 22, 1999. Applicants are submitting a copy of the PowerFLOW User's Guide, Release 3.0, copyright 1998. Applicants contacted Exa Corp., the company that offers the PowerFLOW software, to obtain the User's Guide. Applicants are submitting a new Information Disclosure Statement, the corresponding PTO Form SB08B, and the appropriate fee. Applicants believe that they have fully complied with the Examiner's requirement with the submission of the User's Guide. Applicants respectfully request that the Examiner consider the User's Manual and supply a copy of the PTO Form SB08B for the new Information Disclosure Statement indicating the Examiner's consideration of the reference.

In paragraph 3 of the request, the Examiner states that the Applicants are required to supply any FLUENT disclosures, which are dated prior to the Applicants' filing date. On November 26, 2003, Applicants submitted an Information Disclosure Statement, supplying six references concerning FLUENT for consideration by the Examiner. The attorneys prosecuting this Application have contacted the inventors to discuss the Request For Required Information. Neither the inventors nor any individuals associated with the filing and prosecution of this application possess or have access to any substantive documentation and/or

disclosures related to FLUENT beyond the information presented in the November 26, 2003 Information Disclosure Statement and the information that is available on the web sites associated with FLUENT. This information has no date or is dated after the Applicants' filing date. The Applicants cannot readily obtain a FLUENT user manual dated prior to the filing date and is unaware of other FLUENT disclosures beyond the documents already submitted for consideration. Applicants have made several unsuccessful attempts to obtain a user manual for FLUENT dated prior to December 22, 1999 from Fluent Inc. and their parent company Aavid Thermal Technologies, Inc.

In summary, Applicants have submitted the material information that they have or that they can readily obtain and Applicants' actions have been in full compliance with their duty of candor and good faith under 37 CFR 1.56 of each individual associated with the filing or prosecution of this patent application.

CONCLUSION

Applicants have made an earnest attempt to place this case in condition for allowance and comply with the Examiner's request for information. For the foregoing reasons, Applicants believe that they are in compliance with the duty of candor and good faith required under 37 C.F.R. § 1.56 of each individual associated with the filing or prosecution of this patent application. In addition, Applicants respectfully request reconsideration and allowance of all pending claims in light of Applicants' previous response dated May 9, 2003 to the Examiner's rejections of the claims. Applicants have also submitted a new Information Disclosure Statement, a PTO Form SB08B and an appropriate fee with this response.

Respectfully submitted,

RONALD H. MILLER, ET AL.

By Matthew M. Jakubowski
Matthew M. Jakubowski
Reg. No. 44,801
Attorney for Applicants

Date: 06/18/04
BROOKS KUSHMAN P.C.
1000 Town Center, 22nd Floor
Southfield, MI 48075-1238
Phone: 248-358-4400
Fax: 248-358-3351

BEST AVAILABLE COPY